

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Endowments Department – Certain irregularities committed by Sri K.Ramakrishna Kumar, Joint Commissioner of Endowments, Estates, Hyderabad (Retired), Sri A. Mohana Chary, Deputy Commissioner of Endowments Department (Retired) and Sri A. Raghava Charyulu, Assistant Commissioner of Endowments Department (Retired) – Orders of the Hon'ble Andhra Pradesh Administrative Tribunal in O.A.No.9671/2008 with M.A.No.126/2010 and O.A.No.303/2010 dated 29.06.2010 and O.A.No.5650/2010 dated 18.01.2011 – Orders of Hon'ble Tribunal implemented – orders Issued.

REVENUE (VIG.IV.1) DEPARTMENT

G.O.Rt.No. 297

Dated:26.02.2013

Read the following:-

- 1) From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Lr.Rc.148/RCO-CR1/2005, Dt.31.10.2007.
- 2) G.O.Rt.No.1192, Revenue (Vig.IV) Dept., dated 02.06.2008
- 3) G.O.Rt.No.1194, Revenue (Vig.IV) Dept., dated 02.06.2008
- 4) G.O.Rt.No.1195, Revenue (Vig.IV) Dept., dated 02.06.2008
- 5) G.O.Rt.No.60, Revenue (Vig.IV) Dept., dated 18.01.2010
- 6) G.O.Rt.No.61, Revenue (Vig.IV) Dept., dated 18.01.2010
- 7) Orders of Hon'ble A.P.A.T. in O.A.No.9671/2008 with M.A. No.126/2010 dated 29.06.2010 filed by Sri A. Mohana Chary D.C.E.D. (Retd).
- 8) Orders of Hon'ble A.P.A.T. in O.A.No.303/2010 dated 29.06.2010 filed by Sri A.Raghava Charyulu, D.C.E.D. (Retd).
- 9) Orders of Hon'ble A.P.A.T. in O.A.No.5650/2010 dated 18.01.2011 filed by Sri K. Ramakrishna kumar JCED (Retd).
- 10) Representation of Sri K. Ramakrishna Kumar JCED (Retd) dt.20.06.2011.

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ORDER:

In the reference 1st read above, the Director General, Anti Corruption Bureau, Hyderabad recommended to take departmental action for major penalty against (1) Sri K. Ramakrishna Kumar, Joint Commissioner Estates, Endowments, (2) Sri A. Mohana Chary, Deputy Commissioner of Endowments Department (3) Sri Raghava Charyulu, Assistant Commissioner of Endowments Department (4) Sri Chandra Mohan, Manager, Sri Seetha Ramachandra Swamy Temple, (5) Ms.K.Jyothi, former Deputy Commissioner of Endowments Department.

2. In the references 2nd to 4th read above, Government framed Article of Charges against the above accused officers with a direction to submit their explanations within 15 days from the date of receipt of the said order. The Charged Officers submitted their written statement of defence.

3. Government after careful examination of the matter and keeping in view the explanations submitted by the Charged Officers decided to conduct a regular enquiry and accordingly appointed Enquiry Officer and Presenting Officer vide references 5th and 6th read above.

4. Aggrieved by the above, Sri K. Ramakrishna Kumar, Joint Commissioner Estates, Endowments, Sri A. Mohana Chary, Deputy Commissioner of Endowments Department and Sri A.Raghava Charyulu, Assistant Commissioner of Endowments Department have filed O.As in Hon'ble Andhra Pradesh Administrative Tribunal with a prayer to quash the charge memos.

(P.T.O)

5. The Hon'ble Andhra Pradesh Administrative Tribunal in its orders dated 29.06.2010 in O.A.No.9671/2008 with M.A.No.126/2010 filed by Sri A.Mohana Chary, Deputy Commissioner of Endowments Department (Retired) and O.A.No.303/2010 filed by Sri A.Raghava Charyulu, Assistant Commissioner of Endowments Department (Retired) has pleased to pass the following order:-

"In view of the above facts and circumstances of the case, the impugned G.O.Rt.No.1194, Revenue (Vigilance.IV) Department, dated: 02.06.2008 and G.O.Rt.No.1195, Revenue (Vigilance.IV) Department, dated: 02.06.2008, wherein charges were framed against the applicants and G.O.Rt.No.60, dated 18.01.2010 wherein Enquiry Officer was appointed against the applicant in O.A.No.303 of 2010, are quashed. The respondents are directed to release Pensionary benefits of the applicants within a period of six weeks from the date of a receipt of a copy of this order. The O.As are accordingly allowed. MA is closed."

6. The Hon'ble Andhra Pradesh Administrative Tribunal in its orders dated 18.01.2011 in O.A.No.5650/2010 filed by Sri K.Rama Krishna Kumar, Joint Commissioner of Endowments Department (Retired)

"So, the O.A. is allowed. The G.O.Rt.No.1192, Revenue (Vigilance.IV) Department, dated 2.6.2008 where under charges were framed against the applicant and G.O.Rt.No.60, Revenue (Vigilance.IV) Department, dated 18.1.2010, where under an Enquiry Officer was appointed are set aside. The disciplinary proceedings are quashed against the applicant.

The applicant shall be paid full pension, gratuity and permitted to encash earned leave and also for commutation of pension. The arrears of pension and amount due on encashment of leave shall be paid with interest @ 8% per annum from the date of retirement till the date of payment. The gratuity is to be paid with interest as per Payment of Gratuity Act. This orders is to be complied within eight weeks from the date of receipt of this order.

7. In the reference 10th read above, Sri K. Ramakrishna Kumar Regional Joint Commissioner (Retired) in his representation has given his willingness to forego the interest amount on pensionary benefits.

8. The Government have examined the orders of Hon'ble Andhra Pradesh Administrative Tribunal dated 29.06.2010 in O.A.No.9671/2008 with M.A.No.126/2010 filed by Sri A.Mohana Chary, Deputy Commissioner of Endowments Department (Retired) and O.A. No.303/2010 filed by Sri A.Raghava Charyulu, Assistant Commissioner of Endowments Department (Retired) and orders dated dated 18.01.2011 in O.A.No.5650/2010 filed by Sri K. Rama Krishna Kumar, Joint Commissioner of Endowments Department (Retired) and decided to implement the same.

9. Accordingly, Government hereby implement the orders of the Hon'ble Tribunal in O.A.No.9671/2008 with M.A.No.126/2010 & O.A No 303/2010 dated 29.6.2010 and O.A.No.5650/2010 dated 18.01.2011.

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10. The Commissioner, Endowments Department, Andhra Pradesh, Hyderabad is requested to take further necessary action for release of the pensionary benefits to the individuals concerned, if no other ACB/Vigilance/Disciplinary cases are pending against them.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.G. GOPAL
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Ramakrishna Kumar, J.C. Estates, Endowments,
through Commissioner, Endowments Department,
Hyderabad.
Sri A. Mohana Chary, Deputy Commissioner, Endowments
Department, **through** Commissioner, Endowments
Department, Hyderabad.
Sri Raghava Charyulu, Assistant Commissioner,
Endowments Department, **through** Commissioner,
Endowments Department, Hyderabad.

The Commissioner, Endowments Department, Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.
The Secretary to Vigilance Commissioner,
A.P. Vigilance Commission, Hyderabad.
The O.S.D. to Minister (Endowments).
The P.S. to Principal Secretary (Endowments).
The Government Pleader for Revenue (Services),
Hon'ble A.P. Administrative Tribunal.
S.c./ S.f.

//FORWARDED::BY ORDER//

SECTION OFFICER